Secrt. II-48—1[illegible]

Devt (192) Department.

Imp SERIES.

G.O. No. 2353

2353

DATED 21.12.21

21-12-21

[Despatch Abstract.]

Lease — Dhupa has in the S. Kona

Dt — Collection of arrears from the

Eastern Development Corporation Ltd.

31-8-1928

Development

R F D —80-5.

~~LEGISLATIVE~~ DEPARTMENT

Dev. 2770 I
2/12/21

Received -20DEC1921 19 Registered 191

Subject.

Dhupa trees

Reporting to Government that the Eastern Development Corporation Limited, Bombay possess sufficient security for the amounts to Government on account of lease of-------in South Kanara Dt

ENCLOSURES.
No.
Spare copies

Proceedings No. 1834 Routine

Station Madras *Dated the* 29th November 21 191.

From (Name) S.Cox Esq.,C.I.E.,I.F.S.

(Designation) Chief Conservator of Forests.

To the Secretary to the Government of Madras,
Development ~~Legislative~~ *Department.*

Sir,

(A) With reference to G.O.Mis.No.1783 Development Department dated 21-9-1921, regarding the collection of rentals due to Government from the Eastern Development Corporation Limited, Bombay, on account of the lease of Dhupa fruits in South Kanara District I have the honour to enclose herein copy of the Collector's letter in the matter together ~~ther~~ with its enclosure. As stated in the general Manager's letter, the Corporation has time until 31-8-22 ~~for~~ for the payment of their dues in accordance with the terms (B) of G.O.Mis.1037 dated 6-4-1917. The contention seems to be correct.

p-2 wanting

2. There seems sufficient security at Kallianpur for the payment of the dues.

I have the honour to be,

Sir,

Your most obedient servant,

For ChiefConservator

Enclosure

Copy of letter from the Collector of South Kanara R.O.C.No. 238 Sup. dated 11th November 1921:-

With reference to youf letter Mis. No.416 dated 27-9-21 I have the honour to enclose herein copy of the reply received from the General Manager of the Eastern Development Corporation Ltd., in which he states that the period of suspension will expire only on 31-8-1922. He appears to be correct.

2. With regard to para 2 of the Government Order No.Mis. 1783 Development Department, dated 21-9-21, communicated with your letter, I have to state that both the District Forest Officer, North Mangalore and the Tahsildar of Udipi have inspected the factory at Kallianpur andhave found the Corporation's property to be of a substantial nature and more than sufficient security for the amount due to Government.

(2)

Copy of letter from the General Manager, Eastern Development Corporation Ltd., London dated 28th October 1921.

With reference to your letter No.— of —I have the honour to state that your request is not in accordance with the Board of Revenue Resolution No.129 Mis. dated 20th April 1917 and communicated to me in your letter of 9th May 1917. This Resolution was to the effect that the collection of rentals due by this Company for the lease of dhupa trees in South Kanara should be suspended until twelve months after the termination of the war against the security of a joint pro.note by the Corporation and the Malabar Oil Extraction Co. for each rental falling due within this period.

As the gazetted date of the termination of the war is 31st August 21, the suspension granted in the above resolution would not appear to expire until 31st August 1922.

(A) and G.O. No 1783 dt/ 21-9-21. was issued forbidding the Collr S.K. Vishwanath to demand for the security & report about the sufficiency or otherwise of security available. It was decided whether the procedure adopted in the G.O quoted above in writing our rights was not discussed at the time the G.O was issued the C.C. of Coorg Collr & Director of Industries recommended that the corporation might be asked to pay up our dues, and was accepted their recommendations G.O No 1037 dt/6-4-1917 which directed the suspension of the collection of the dues from the corporation did not receive any rights to Govt to demand them before the expiry of the period limited viz one year after the close of the war Nor is there any specific provision in the original agreement executed by the corporation which would entitle the Govt to claim their dues at any time without reference to distribution agreed to by both the parties except in the following circumstances

(a) Defaults in payment of instalments fixed

(b) Infringement of conditions in the lease.

(c) Insolvency or liquidation of the corporation But the case on hand does not fall under any of these covered by any of these

Now the Collr S.K & C.C of Coorg both not

X pp 1-2 ffp. 1783/21-9-21 (E)
(D) p-3 ffp ditto
Bottom of page 8 ffp. 1783/21.9.21 (G)

pp 18-19 ffp. 1288/2-5-13 (N)

V. Printed on page 4 and

page 1-2 of

#/ 6

that the collection of corporation taxes was
carried on as usual till after Aug 1922
is correct & would we not be take any further
action they add that the security for the
amount due is sufficient. ~~Accordingly already~~
~~taken proceedings~~ For orders

5th Dec 1921

The concession to Ashanti coal
of Kobbo was not accompanied
by any reservation that, if the
Co resumed business before the
expiry of 12 months from the
termination of the war, the Con-
cession would determine. That
being so, I think we cannot
drop the present demand & must
to get the arrears on the strength
of the pro-rata. I suggest
the chance of doing so is one
this

Keep
15/12/21.

C,

LD
15/12/21

Kra
16/12

H.O.
15/12/21
15/12/21

SECRETARY OF STATE FOR THE COLONIES
RECEIVED
DEVELOPMENT

Secrt. II-10 (a)—26,595—11-4-21.

8

Dev DEPARTMENT.

	Date.	Initials.
When received for Fair-copying.	21.12.	
When copied	21.12.	WD.
When examined ..		BJ
When signed	21/12	
When despatched ..	23.12.21	

Lease — Shops & Offices in the Sarita Kunwar Bl.
Collection of arrears from the Eastern
Dev. Corporation Ltd after 31-8-1922

READ AGAIN G.O. NO. 1783 Dev, dated 21-9-21 192

" " " " " " 192

READ ALSO:—

C. No. 2270 I From the the Secy Revn, No. 6834 Part I, dated 29-11- 192

" " " " " " 192

" " " " " " 192

ORDER No. 2353, dated 21. 12. 1921.

his

21/12

Received
The Collector should be instructed to take the necessary steps to collect the dues from the Eastern Development Corporation Ltd, after 31st August 1922

KMR
20.12.21

Rad
17-12-21

KMR
17-12-21

To the Collector (Ex)
Dev Secretary (Adv)

DESPATCHED
23 DEC 1921